

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

JEFFREY MADISON, §
§
Plaintiff, §
§
v. §
§
HEALTH CARE SERVICE §
CORPORATION, d/b/a BLUE CROSS AND §
BLUE SHIELD OF TEXAS, §
§
Defendant. §
§
Case No. 6:20-CV-835-ADA-DTG

JOINT STATUS REPORT

Pursuant to Magistrate Judge Gilliland’s March 10, 2023 Order (Dkt. 115), Plaintiff Jeffrey Madison and Defendant Blue Cross and Blue Shield of Texas (“BCBSTX”) respectfully submit this joint status update regarding Mr. Madison’s pending criminal case, which is captioned *United States v. Hertzberg*, No. 6:22-cv-00003-JDK-JDL (E.D. Tex.) (the “Criminal Case”).

On September 1, 2023, the court denied Mr. Madison’s motion to dismiss the indictment in the *Criminal Case*. *Criminal Case*, Dkt. 615. Accordingly, as set forth in the parties’ previous joint status report (Dkt. 116), the *Criminal Case* remains set for trial on October 16, 2023.

The parties will file another status update in 90 days to apprise the Court of further developments.

Dated: September 7, 2023

Respectfully submitted,

By: /s/ Ryan Downton
Ryan Downton

By: /s/ Brian P. Kavanaugh
Brian P. Kavanaugh

LAW OFFICES OF RYAN DOWNTOWN
State Bar No. 24036500
159 Dorado Beach East
Dorado, PR 00646
Phone: 512-680-7947
ryan@TheTexasTrialGroup.com

Counsel for Plaintiff Jeffrey Madison

State Bar No. 24115132
Scott D. Stein (admitted *pro hac vice*)
Joseph R. Dosch (admitted *pro hac vice*)
Lauren T. Keane (admitted *pro hac vice*)
Jonathan Dussik (admitted *pro hac vice*)
Meredith N. Greene (admitted *pro hac vice*)
SIDLEY AUSTIN LLP
One South Dearborn St.,
Chicago, Illinois 60603
Telephone: (312) 853-7617
Facsimile: (312) 853-7036
bkavanaugh@sidley.com
sstein@sidley.com
jdosch@sidley.com
lkeane@sidley.com
jdussik@sidley.com
mgreen@sidley.com

*Counsel for Health Care Service
Corporation, a Mutual Legal Reserve
Company, d/b/a Blue Cross and Blue Shield
of Texas*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on all counsel of record by electronically filing it with the Clerk of the Court using the CM/ECF system on September 7, 2023.

/s/ Brian P. Kavanaugh